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Attorneys for Plaintiff  
UNITED STATES OF AMERICA

IN THE UNITED STATES DISTRICT COURT

FOR THE DISTRICT OF HAWAII

UNITED STATES OF AMERICA,	)	CR. NO. 04-00053 DAE
	)	
Plaintiff,	)	GOVERNMENT'S MOTION TO ALLOW
	)	FOR DEPOSITION PURSUANT TO
vs.	)	FRCP RULE 15 OR IN THE
	)	ALTERNATIVE TO CONTINUE TRIAL;
SILVER JOSE GALINDO,	)	DECLARATION OF COUNSEL;
aka DANIEL S. GALINDO,	)	CERTIFICATE OF SERVICE
aka TIMOTHY MAU,	)	
	)	Date:
Defendant.	)	Time:
	)	Judge:
	)	

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GOVERNMENT'S MOTION TO ALLOW FOR DEPOSITION PURSUANT  
TO FRCP RULE 15 OR IN THE ALTERNATIVE TO CONTINUE TRIAL

Comes now the United States Attorney, on behalf of the plaintiff, United States of America, by and through its undersigned counsel, and hereby moves this Court for permission to take a deposition pursuant to FRCP Rule 15 or in the alternative, requests a continuance of the trial currently set for January 8, 2008.

This motion is made pursuant to Federal Rules of Criminal Procedure Rule 15 and 18 U.S.C. § 1361 and is based on the record and files of this case as well as the Declaration of Darren W.K. Ching.

DATED: November 21, 2007, at Honolulu, Hawaii.

EDWARD H. KUBO, JR.  
United States Attorney  
District of Hawaii

/s/ Darren W.K. Ching  
By \_\_\_\_\_  
DARREN W.K. CHING  
Assistant U. S. Attorney

CERTIFICATE OF SERVICE

I hereby certify that on the date and by the methods of service noted below, a true and correct copy of the foregoing was served on the following at his last known address:

Served by Facsimile:

JACK SCHWEIGERT, ESQ.  
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Attorney FOR Defendant  
SILVER JOSE GALINDO

DATED: November 23, 2007, at Honolulu, Hawaii.

/s/ Kari Cadelinia

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